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Title of Invention Tetraphosphonate Bicyclic Trisanhydrides ₩ UTILITY ₩PATENT APPLICATION **UTILITY** TRANSMITTAL Si Named Inventor(s) Krzysztof W. Pankiewicz, Krystyna Lesiak and Kyoichi A. Watanabe (Only for new non-provisional Attorney Docket 08841.105019 CON 2 applications under 37 CFR 1.53(b)) Express Mail Label No. EV 330778171 US Commissioner for Patents APPLICATION ELEMENTS ADDRESS TO: Mail Stop Patent Application P. O. Box 1450 Alexandria, VA 22313-1450 ACCOMPANYING APPLICATION PARTS 冈 1. Fee Transmittal Form (Submit an original, and a duplicate for fee processing) Assignment Papers (cover sheet & document(s)) Applicant claims small entity status. See 37 CFR 1.27. 2. \boxtimes 10. 37 CFR 3.73(b) Statement 3. X Specification, Claims, (when there is an assignee) and Abstract **Total Pages 139** Power of Attorney by assignee 4. **Drawings Total Sheets** English Translation Document (if applicable) 11. Oath or Declaration **Total Pages** 12. Information Disclosure Statement (IDS) a. Newly executed (original or copy) PTO-1449 b. Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 Copies of IDS Citations completed) **DELETION OF INVENTOR(S)** (i) 🗌 13. Preliminary Amendment 3 pp. Signed statement attached deleting 14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized) inventor(s) named in the prior 15. Certified Copy of Priority Document(s) application, see 37 CFR 1.63(d)(2) Other: Request for Filing a Continuation and 1.33(b). Application Under 37 CFR § 1.53(b) 2 pp. Application Data Sheet. See 37 CFR 1.76. 7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

	copies	
17.	If a CONTINUING APPLICATION, check approp	riate box and supply the requisite information:
	Continuation Divisional Continuation-in-page	art (CIP) of prior application No: 10/008,57

Prior application information: Examiner: Howard Owens Group/Art Unit: 1625

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

a. Computer Readable Form (CRF)b. Specification Sequence Listing on:

c. Statement verifying identity of above

i. CD-ROM or CD-R (2 copies); or

Sherry M. Knowles

ii. paper

45th Floor

191 Peachtree Street, N.E.

Atlanta, Georgia 30303

Reg. No. 33,052

Facsimile: 404.572.5145 Customer No. 20786) (2)

FOR:

Continuation of U.S. Application No. 10/008,572
Continuation Transmittal dated March 29, 2004

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This sheet a		nt application trar	nsmittal for the follow	wing application:			
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DESIGN FILING FEE			\$165.00		\$330.00		
PLANT FILING FEE			\$255.00		\$510.00		
REISSUE FILI	NG FEE		\$370.00		\$740.00		
PROVISIONA	L FILING FEE		\$80.00		\$160.00		
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INDEP. CLAIMS	6 - 3 =	3	3x \$42 =	\$126.00	x \$84 =		
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		required under 37	C.F.R. 1.16 or 1.17	to Deposit Account	11-0980.		
KING & SPALDING LLP 45 th Floor, 191 Peachtree Street, N.E.							
Atlanta, Ge		i, IV.L.					
	404.572.3541	1/ 0					
By:	Sheny	Knowle	Date	: March	29, 2004		
Sh	erry M. Knowles, A	attorney for Appli	cant Reg. No	33,052			

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : Continuation of U.S. Application No. 10/008,572

Applicant: Pankiewicz, et al.

Filed : Herewith

Title : Tetraphosphonate Bicyclic Trisanhydrides

TC/AU : Unassigned (1625)

Examiner : Unassigned (Ba K. Trinh)

Docket No. : 08841.105019 CON 2

Customer No.: 20786

Commissioner for Patents Mail Stop Patent Application P.O. Box 1450 Alexandria, VA 22313-1450

March 29, 2004

REQUEST FOR FILING A CONTINUATION APPLICATION UNDER 37 CFR § 1.53(b)

Sir:

This is a request by Krzysztof W. Pankiewicz, Krystyna Lesiak and Kyoichi A. Watanabe for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior application U.S. Serial No. 10/008,572, filed on November 13, 2001, now allowed.

Enclosed is a copy of the prior application U.S.S.N. 10/008,572 as originally filed. The application includes 139 pages of specification, claims, and abstract, and no formal drawings. I hereby verify that the attached papers are a true copy of what is shown in my records to be the above-identified prior application.

Krzysztof W. Pankiewicz and Kyoichi A. Watanabe have assigned their interest in the application to Codon Pharmaceuticals, Inc., recorded at Reel 8776, Frame 0007 on October 10, <u>CERTIFICATE OF MAILING (37 CFR § 1.8a)</u>

I hereby certify that this Request for filing a Continuation Application, Transmittal of Utility Patent Application, Utility Patent Application, and Fee Transmittal, along with any documents referred to as attached therein are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addresses" services under 37 CFR 1.10, Mailing Label Number <u>EV 330778171 US</u> addressed to Mail Stop PATENT APPLICATION; Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

3-29/04 Date

Susanne Hollinger

Continuation of U.S. Application No. 10/008,572

Continuation Transmittal dated March 29, 2004

1997. Codon Pharmaceuticals, Inc. assigned all their rights in the present application to

Pharmasset, Ltd., recorded at Reel 9716, Frame 0994 on April 21, 1999. A copy of the recorded

assignments is enclosed. Also enclosed are copies of the executed Declarations for Patent

Application and Powers of Attorney.

A Preliminary Amendment is enclosed. Applicants request entry of the Preliminary

Amendment prior to fee calculation.

Applicants enclose a fee transmittal and a check for \$565.00 for the filing fee. The

Assistant Commissioner for Patents is authorized to charge any additional fees which may be

required, or credit any overpayment, to Deposit Account No. 11-0980.

Respectfully submitted,

un Knowles Sherry M. Knowles

Reg. No. 33,052

Express Mail Label: EV 330778171 US

King & Spalding LLP

191 Peachtree Street

Atlanta, Georgia 30303

404-572-3541 (telephone)

404-572-5145 (facsimile)

2

CERTIFICATE OF MAILING UNDER 37 CFR § 1.10

FOR UTILITY PATENT APPLICATION FILING

I hereby certify that this Request for filing a Continuation Application, Transmittal of

Utility Patent Application, Utility Patent Application, and Fee Transmittal and Preliminary

Amendment, along with any documents referred to as attached therein are being deposited with

the United States Postal Service in an envelope as "Express Mail Post Office to Addresses"

services under 37 CFR 1.10, Mailing Label Number EV 330778171 US addressed to Mail Stop

PATENT APPLICATION; Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-

1450.

Date: March 29, 2004